

REMARKS

Claims 1-2, 4-5, 7-12, 14-15, 17-21, 23-24, 30 and 35-41 are pending in this application. For purposes of expedition, claims 3, 6, 13, 16, 22, 25-29 and 31-34 have been canceled without prejudice or disclaimer. Claims 1, 21 and 30 have been amended in several particulars for purposes of clarity and brevity that are unrelated to patentability and prior art rejections in accordance with current Office policy, to further and alternatively define Applicants' disclosed invention and to assist the Examiner to expedite compact prosecution of the instant application.

Claims 1-29 and 34-41 have been allowed without the necessity of amendment. Claims 31 and 33 have been conditionally allowed if rewritten in independent form to include all of the limitations of their respective base claims 30 and 32. The Examiner's indication of allowability of these claims is noted with appreciation. As discussed previously, claims 3, 6, 13, 16, 22, 25-29 and 31-34, as allowed, have been canceled without prejudice or disclaimer in favor of expedited allowance of the instant application.

Claims 30 and 32 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Park, U.S. Patent No. 6,963,523, in view of Takano et al., U.S. Patent No. 5,448,728 for reasons stated on pages 2-3 of the Office Action. While Applicants disagree with the characterization of Park '523 and Takano '728, base claim 32 has been canceled along with its dependent claims 33-34 to render the rejection moot. With respect to base claim 30, base claim 30 has been amended to incorporate features that are allowable, as indicated by the Examiner with respect to claims 1-29 and 34-41. For example, base claim 30 further defines how "the management information is **repeatedly** recorded in the DMA." Neither Park '523 nor Takano '728 discloses or suggests "**repeatedly recording defect information and management information on the disc**" as expressly defined in Applicants' base claim 30. Therefore, Applicants respectfully request that the rejection of claim 30 be withdrawn, and all claims be placed in condition for allowance.

In view of the foregoing amendments, arguments and remarks, all claims are deemed to be allowable and this application is believed to be in condition to be passed to issue. Should any questions remain unresolved, the Examiner is requested to telephone Applicants' attorney at the Washington DC office at (202) 216-9505 ext. 232.

To the extent necessary, Applicants petition for an extension of time under 37 CFR §1.136. If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 503333.

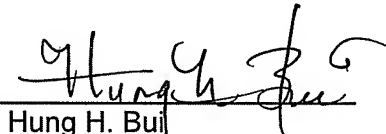
Respectfully submitted,

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4/6/07

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